

DECLARATION AND POWER OF ATTORNEY - ORIGINAL APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below beneath my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which Letters Patent is sought on the invention entitled: **IMPROVED OVERHEAD AND UNDERGROUND TELEPHONE LEAD-IN CABLE FOR VOICE, DATA AND VIDEO TRANSMISSION SERVICES**

the specification of which X is attached hereto
(check one)
_____ was filed on _____
as Application S.N. _____
and was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by an amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or invention certificate having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application(s) | Priority Claimed | | |
|------------------------------|------------------|------------------------|--------|
| PA/a/2003/011491 | MEXICO | 11/12/2003 | |
| (Number) | (Country) | (Day/Month/Year Filed) | YES NO |
| (Number) | (Country) | (Day/Month/Year Filed) | YES NO |

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

| (Application Ser. No.) | (Filing Date) | (Status) |
|------------------------|---------------|--------------------------------|
| | | (patented, pending, abandoned) |

| (Application Ser. No.) | (Filing Date) | (Status) |
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| | | (patented, pending, abandoned) |

| (Application Ser. No.) | (Filing Date) | (Status) |
|------------------------|---------------|--------------------------------|
| | | (patented, pending, abandoned) |

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Carmen Pili Ekstrom

Registration No. 34,981
Registration No.

SEND CORRESPONDENCE TO: Law Office of Carmen Pili Ekstrom
727 Sunshine Dr Los Altos, CA 94024

DIRECT TELEPHONE CALLS TO (650)960 1944

The undersigned hereby authorizes the U.S. attorney(s) or agent(s) named herein to accept and follow instructions from MARQUEZ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney(s) or agent(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney(s) or agent(s) named herein will be so notified by the undersigned.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole or first inventor FERMIN MARQUEZ ARZATE
Inventor's signature [Signature] Date January 7, 2004
Residence KM 9.6 CARR. S.L.P. PARQUE IND. JURICA CP. 76120 QUERETARO QRO. MEXICO
Citizenship MEXICAN
Post Office Address PLAZA DEL AGUILA 12 COL. A. ORTIZ CP. 09020 MEXICO D.F. MEX.

Full name of second joint inventor VICTOR OSORNIO OSORNIO
Inventor's signature [Signature] Date 01/07/2004
Residence KM 9.6 CARR. S.L.P. PARQUE IND. JURICA CP. 76120 QUERETARO QRO. MEXICO
Citizenship MEXICAN
Post Office Address PLAZA DEL AGUILA 12 COL. A. ORTIZ TIRADO CP. 09020 MEXICO MEX.

Full name of third joint inventor _____
Inventor's signature _____ Date _____
Residence _____
Citizenship _____
Post Office Address _____

Full name of fourth joint inventor _____
Inventor's signature _____ Date _____
Residence _____
Citizenship _____
Post Office Address _____

Attorney's D cket No. MX/JFC04-01Applicant r Patentee: Arzate et al.

Serial or Patent No.: _____

Filed or Issued: February 16, 2004For: IMPROVED OVERHEAD AND UNDERGROUND TELEPHONE LEAD-IN CABLE FOR VOICE, DATA
AND VIDEO TRANSMISSION SERVICES**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**
(37 CFR 1.9(f) and 1.27 (c)) - **SMALL BUSINESS CONCERN**

I hereby declare that I am

- () the owner of the small business concern indicated below:
- (X) an official of the small business concern empowered to
act on behalf of the concern identified below:

NAME OF CONCERN SERVICIOS CONDUMEX S.A. DE C.V.ADDRESS OF CONCERN KM.9.6 CARRETERA A S.L.P. PARQUE IND. JURICA
CP.76120 QUERETARO QRO. MEXICO

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled

by inventor(s)

described in

- (X) the specification filed herewith
- () application Serial No. _____, filed _____
- () patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who

could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

Name _____

Address _____
() individual () small business concern () nonprofit organization

Name _____

Address _____
() individual () small business concern () nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING ANTONIO SIERRA GUTIERREZ

TITLE OF PERSON OTHER THAN OWNER GENERAL MANAGER

ADDRESS OF PERSON SIGNING KM.9.6 CARRETERA A S.L.P. PARQUE INDUSTRIAL

JURICA CP.76120 QUERETARO ORO. MEXICO

SIGNATURE  DATE January 07, 2004

REGISTRATION FORM COVER SHEET
PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Fermin Marquez Arzate
Victor Osornio Osornio

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: 1/07/04

2. Name and address of receiving party(ies)

Name: Servicios Condumex S.A. de CV

Internal Address:

Street Address: Carr. A.S.L.P. Km9.6

Parque Industrial Jurica C.P. 7610

City: Queretaro State: Mexico Zip:

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 2/17/04

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☒ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Carmen Pili Ekstrom

Internal Address:

Street Address: 727 Sunshine Dr.

City: Los Altos State: CA Zip: 94024

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Carmen Pili Ekstrom

Name of Person Signing

Signature

2/17/03
Date

Total number of pages including cover sheet, attachments, and documents: 3

All documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

PATENT

ASSIGNMENT

WHEREAS The undersigned have invented certain new and useful improvements as below entitled for which application for United States Letters Patent is made; and

WHEREAS **SERVICIOS CONDUMEX S.A. DE C.V.**
(hereinafter referred to as "Assignee") a Mexican Business, with and address of **CARR.A S.L.P.**
KM.9.6 PARQUE INDUSTRIAL JURICA CP.76120 QUERETARO QRO MEXICO

Mexico, desires to acquire my entire right, title and interest in and to the invention, and in and to said application and any Letters Patent that may issue thereon; **IMPROVED OVERHEAD AND UNDERGROUND TELEPHONE LEAD-IN CABLE FOR VOICE, DATA AND VIDEO TRANSMISSION SERVICES**

NOW, THEREFORE, for and in considerations of one Dollar(\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned:

Hereby sell, assign and transfer to assignee to successors, assigns and legal representatives, the entire right, title and interest for the United States and all foreign countries, in and to any and all improvements which are disclosed in the application for United States Letters Patent, U. S. Serial No. filed and entitled:

And in and to said application and all divisional, continuing, substitution, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said improvement; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said improvements and in and to all utility models, industrial models, certificates of invention, and design on said improvements;

Agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name; and that, when requested, without charge to but at the expense of said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the Undersigned will execute all divisional, continuing, substitute renewal, reissue and all other patent applications, and all other like rights of exclusion in the country on any and all said improvements; execute all rightful oaths, declarations, assignment power attorney and other papers, communicate to said Assignee, its successors, assigns and representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements, in said Assignee, its successors, assigns and legal representatives; and

Agree that Undersigned will upon request of Assignee, render prompt assistance and cooperation in the prosecution of legal proceeding involving said improvements, said applications and patents granted thereon, including oppositions, cancellation proceedings, priority contests, public use proceedings and court proceeding, and testify in such proceedings if request, provided,

however, that the expenses which may be incurred by the Undersigned in lending such assistance and cooperation be paid by Assignee: and

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the Undersigned, except as set forth below, and that full right to convey the same as herein expressed is possessed by the Undersigned.

This assignment shall be binding on the heirs and legal representatives of the Undersigned.

Full name of inventor: FERMIN MARQUEZ ARZATE

Residence: KM. 9.6 CARR. A S.L.P. PARQUE IND. JURICA QRO. QRO.
CP. 76120 MEXICO

Citizenship: MEXICAN

Date January 7, 2004 Signature Fermin Marquez Arzate

Full name of inventor: VICTOR OSORNIO OSORNIO

Residence: KM. 9.6 CARR. A S.L.P. PARQUE IND. JURICA QUERETARO
QRO. CP. 76120 MEXICO

Citizenship: MEXICAN

Date 01/07/2004 Signature Victor M. Osornio Osornio

Full name of inventor:

Residence:

Citizenship:

Date _____ Signature _____

Full name of inventor:

Residence:

Citizenship:

Date _____ Signature _____